

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ALICIA HERNANDEZ, EMMA WHITE,
KEITH LINDNER, TROY FRYE, COSZETTA
TEAGUE, IESHA BROWN, RUSSELL and
BRENDA SIMONEAUX, JOHN and YVONNE
DEMARTINO, ROSE WILSON, TIFFANIE
HOOD, GEORGE and CYNDI FLOYD,
DEBORA GRANJA, and DIANA TREVINO,
individually and on behalf of all others similarly
situated,

Plaintiffs,

v.

WELLS FARGO BANK, N.A.,

Defendant.

No. C 18-07354 WHA


**ORDER RE MOTION FOR
CLASS CERTIFICATION AND
MOTION TO EXCLUDE
FOLLOWING HEARING**

In this putative class foreclosure action, plaintiffs move for class certification. Given plaintiffs' deficient briefing of their class certification motion and the reasons stated on the record, the motion is **DENIED** without prejudice to allow for fresh briefing. The corresponding motion to exclude Dr. Kilpatrick's opinion is also **DENIED** without prejudice. Plaintiffs shall file their new motion for class certification **BY NOVEMBER 21 AT NOON** on a **49-DAY TRACK**. Plaintiffs should be cognizant of the previous deficiencies in their briefing and proposed trial plan in drafting this motion.

1 Before the motion is even filed, however, plaintiffs must pay \$10,000 to counsel for
2 defendant to reimburse them for the costs associated with having to re-brief this new motion.
3 Any remaining costs associated with re-briefing, if any, shall be paid at a later date.

4 **IT IS SO ORDERED.**

5 Dated: November 6, 2019.

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7 WILLIAM ALSUP
8 UNITED STATES DISTRICT JUDGE
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